

**Annual List of Rule-Making Activity**  
**Rules Adopted January 1, 2014 to December 31, 2014**  
*Prepared by the Secretary of State, pursuant to 5 MRSA, §8053-A, sub-§5*

**Agency name:** Department of Public Safety, **Office of the Commissioner**  
**Umbrella-Unit:** **16-219**  
**Statutory authority:** 25 MRSA §4201(2)  
**Chapter number/title:** **Ch. 70** (New), Regulation Establishing Critical Incident Stress Management Team Training Standards  
**Filing number:** **2014-156**  
**Effective date:** 8/10/2014  
**Type of rule:** Routine Technical  
**Emergency rule:** No

**Principal reason or purpose for rule:**

The principal reason for proposing this regulation is to establish the training standards that must be met for a team to qualify as a "critical incident stress management team."

**Basis statement:**

(Same)

**Fiscal impact of rule:**

None

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**Agency name:** Department of Public Safety, **Office of the Commissioner**  
**Umbrella-Unit:** **16-219**  
**Statutory authority:** Obsolete  
**Chapter number/title:** **Ch. 504**, Grievance Procedures for the Handicapped  
**Filing number:** **2014-196** (*Repeal*)  
**Effective date:** 8/20/2014  
**Type of rule:** Routine Technical  
**Emergency rule:** No

**Principal reason or purpose for rule:**

This 1984 regulation is being repealed because it has been superseded by another State regulation (see 12-168 CMR c.50, "Nondiscrimination Policy and Grievance Procedure").

**Basis statement:**

(Same)

**Fiscal impact of rule:**

None

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*Prepared by the Secretary of State, pursuant to 5 MRSA, §8053-A, sub-§5*

**Agency name:** Department of Public Safety, **Bureau of State Police**  
**Umbrella-Unit:** **16-222**  
**Statutory authority:** 17 MRSA §1843  
**Chapter number/title:** **Ch. 2**, Rules and Regulations Relating to Games of Chance  
**Filing number:** **2014-046**  
**Effective date:** 3/25/2014  
**Type of rule:** Routine Technical  
**Emergency rule:** No

**Principal reason or purpose for rule:**

The principal reason for adopting this rule amendment is to provide a mechanism in the current rule for distinguishing whether a certain type of game, a "game promotion," qualifies as a game of chance. The amendment also provides a description of how a "game promotion" differs from a game of chance. Providing this mechanism and description will protect the interests of the public generally, as well as the interests of patriotic, fraternal, and other licensed nonprofits that are legally authorized to conduct games of chance from prohibited forms of competition.

**Basis statement:**

This chapter describes all requirements that must be met in order to be issued a license to operate games of chance. It also explains restrictions on the operation of such games, records required, disposition of funds required, location, sale agreements, and retention and inspection of records. It also provides a mechanism for determining whether a certain type of game, a "game promotion," qualifies as a game of chance.

This chapter dictates who may print and distribute materials used in games of chance and how they may be licensed to do so. This chapter also regulates who may be allowed to play games of chance and who may be allowed to own and operate such games.

**Fiscal impact of rule:**

None

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**Agency name:** Department of Public Safety, **Bureau of State Police**  
**Umbrella-Unit:** **16-222**  
**Statutory authority:** 29-A MRSA §555  
**Chapter number/title:** **Ch. 4**, Maine Motor Carrier Safety Regulation  
**Filing number:** **2014-111**  
**Effective date:** 7/5/2014  
**Type of rule:** Major Substantive  
**Emergency rule:** No

**Principal reason or purpose for rule:**

The regulation is being amended to:

1. Clarify that the regulation incorporates by reference specified parts of the Federal regulations, as amended;
2. Provide in the regulation that operators for intrastate motor carriers that operate less than 100 air miles from their regular place of business are subject to the provisions of 49 *Code of Federal Regulations*, Section 391.41(b)(12)(i) that prohibit the operation of a commercial motor vehicle by a person who has methadone or its metabolite in that person's body.

**Basis statement:**

This chapter - which applies to any interstate or intrastate common, contract, and private motor carrier that transports passengers or property in Maine - will ensure that Maine commercial vehicle regulations remain current with the rest of the nation and that Maine's roads are safe for the traveling public.

Specifically, through this rule-making, Federal regulations will be incorporated by reference into the regulation that will, among other things, prohibit CMV operators from text messaging while operating a CMV and from using a cell phone during such operation except in hands-free mode. In addition, through this rule-making the Maine State Police will be amending its rules governing motor carrier safety to provide that operators for intrastate motor carriers that operate less than 100 air miles from their regular place of business are subject to the provisions of 49 *Code of Federal Regulations*, Section 391.41 (2007), which prohibit the operation of a commercial motor vehicle by a person who has methadone or its metabolite in that person's body. Legal authority to enforce these provisions is necessary to avoid an immediate threat to the public health, safety or general welfare of persons on Maine roads.

**Fiscal impact of rule:**

Not anticipated.

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*Prepared by the Secretary of State, pursuant to 5 MRSA, §8053-A, sub-§5*

**Agency name:** Department of Public Safety, **Gambling Control Board**  
**Umbrella-Unit:** **16-633**  
**Statutory authority:** 8 MRSA §1003  
**Chapter number/title:** **Ch. 13**, Exclusion  
**Filing number:** **2014-006**  
**Effective date:** 1/20/2014  
**Type of rule:** Routine Technical  
**Emergency rule:** No

**Principal reason or purpose for rule:**

To establish and maintain a list of people who have been excluded for entering a casino in the State of Maine or another gambling jurisdiction; and persons convicted of gambling-related offenses, including violations of 8 MRSA Ch. 31; Title 17 Ch. 13-A or 14; Title 17-A Ch. 39; other gambling-related offenses in violation of Maine law; or substantially similar offenses in other jurisdictions.

**Basis statement:**

Now that Maine has more than one casino operator, the Board will be administering the self-exclusion program to permit those wishing to self-exclude with the ability to exclude from all facilities licensed by the Board. The rule is designed to promote responsible gaming throughout the State by helping problem gamblers help themselves.

The program allows a person to voluntarily agree to refrain from entering and gambling at licensed gambling facilities (and, in some cases, affiliated facilities in other jurisdictions) by appearing in person at specified locations and completing a Board-approved form. A person may request exclusion for a period of one year, five years, or lifetime. For those requesting lifetime exclusion, the Board determined that at the completion of five years such individuals should be permitted to request removal from the list. The request for removal shall contain the reason for the request. The identities of individuals on the self-exclusion list will remain confidential except individually identifying information will be provided to licensees for the purpose of administering the list.

The responsibility for staying out of Maine-licensed gambling facilities rests solely with the person requesting self-exclusion and not with the Board, the Department, or any licensee. To promote individual success, however, the rule requires licensees to adopt procedures designed to prevent direct marketing to those on the self-exclusion list, among other things. If a self-excluded person does violate the terms of his or her agreement by entering a licensee's premises, that person is subject to arrest and conviction for criminal trespass. In addition, the self-excluded person may be required to forfeit winnings in accordance with 8 M.R.S. §1003(1)(2).

This rule also addresses the involuntary exclusion list, which is designed to exclude those who have engaged in certain criminal conduct, conduct posing a threat to the safety of licensee/s patrons or employees, and other types of disruptive conduct, from the premises of a Maine-licensed gaming facility. The Board may delegate to the Director the authority to place a person on the involuntary exclusion list, and the person may appeal that decision to the Board. A person placed on the involuntary exclusion list may petition the Board for removal after one year.

**Fiscal impact of rule:** None

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**Agency name:** Department of Public Safety, **Gambling Control Board**  
**Umbrella-Unit:** **16-633**  
**Statutory authority:** 8 MRSA §1003  
**Chapter number/title:** **Ch. 2**, Licenses and Applications  
**Filing number:** **2014-073**  
**Effective date:** 4/22/2014  
**Type of rule:** Routine Technical  
**Emergency rule:** No

**Principal reason or purpose for rule:**

To make the terms used consistent with those used in the statute, to remove references to unnecessary documents, and to update the job duties that would not be eligible for an employee license waiver.

**Basis statement:**

All persons participating in the operation, distribution, and maintenance of slot machines or table games and of slot machine facilities or casinos must apply for and be granted the appropriate license as specified by 8 MRSA §§ 1011-1020. Primarily this rule identifies the documents and information that an applicant for licensure may be required to submit, the criteria the Board will use to evaluate an application, and the types of job duties that do not require an employee license. It is being amended to improve consistency between the statute and the rule and to eliminate some needless requests for materials from applicants.

Previously, the rule used the term "key employee" throughout, which is not a term that is used by the Gambling Control Board statute. For consistency, each use of the term "key employee" was replaced with the term "key executive."

In addition, applicants for a distributor license will no longer be required to submit a list of persons with whom they have a "communications protocol agreement." These agreements were for proprietary software and were used to explain how it would communicate with the monitoring system - it is an outdated reference, so it should be removed from the rule. The Board has also determined that it is unnecessary to weigh the adequacy of an applicant's business plan for certain categories of applicants. In the Board's experience, the applicants for these licenses are established companies and reviewing a business plan does not aid in determining whether to issue a license.

Finally, the portion of the rule listing categories of jobs that are ineligible for an employee license waiver is being amended. The purpose of creating this list is to ensure that duties directly related to gambling activity or proceeds are not eligible for license waivers. The Board no longer considers it necessary to place those acting as sales representatives of a slot or table games distributor or gambling services vendor, or off site supervisors in that class.

**Fiscal impact of rule:**

None

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**Agency name:** Department of Public Safety, **Gambling Control Board**  
**Umbrella-Unit:** **16-633**  
**Statutory authority:** 8 MRSA §1003  
**Chapter number/title:** **Ch. 6**, Ticket Redemption  
**Filing number:** **2014-074**  
**Effective date:** 4/22/2014  
**Type of rule:** Routine Technical  
**Emergency rule:** No

**Principal reason or purpose for rule:**

The rule addresses the process for ticket redemption and, by removing the reference to forfeited winnings in the rule's title, the title will more accurately reflect the content of the rule.

**Basis statement:**

The rule requires slot machine and casino operators to redeem tickets in accordance with procedures that the operator proposes and the Board approves. Tickets may be redeemed at designated places on the licensee's premises within one year of the issuance of the ticket or the date of the jackpot. The rule also imposes requirements to ensure the validity of the ticket - it must be legible, valid, and on paper approved by the Board. Credits must be paid immediately and may not be paid in chips, tokens, or merchandise. Once redeemed, tickets must be marked, defaced, or electronically cancelled to prevent subsequent presentment and payment. The rule does not directly address forfeited winnings, so this reference will be removed from the title of this rule.

**Fiscal impact of rule:**

None

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**Agency name:** Department of Public Safety, **Gambling Control Board**  
**Umbrella-Unit:** **16-633**  
**Statutory authority:** 8 MRSA §1003  
**Chapter number/title:** **Ch. 7**, Collection of Payments  
**Filing number:** **2014-075**  
**Effective date:** 4/22/2014  
**Type of rule:** Routine Technical  
**Emergency rule:** No

**Principal reason or purpose for rule:**

The statute has two formulas for calculating the payment owed on slot machine income. The rule now tracks the statutory language.

**Basis statement:**

The rule identifies the permissible ways for submitting fees, fines, and charges. Operators shall pay to the Board the percentages of slot machine and table game income required by statute. The income numbers supplied by the central site monitoring system will control if there is any dispute regarding the amount owed based upon slot machine income. An operator's payment shall be submitted to the Board on a weekly basis. The language of the rule now more closely tracks that of the statute in identifying the operators subject to each payment structure.

**Fiscal impact of rule:**

None



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**Agency name:** Department of Public Safety, **Gambling Control Board**  
**Umbrella-Unit:** **16-633**  
**Statutory authority:** 8 MRSA §1003  
**Chapter number/title:** **Ch. 8**, Slot Machines: Location and Hours of Operation  
**Filing number:** **2014-076**  
**Effective date:** 4/22/2014  
**Type of rule:** Routine Technical  
**Emergency rule:** No

**Principal reason or purpose for rule:**

The rule requires Board approval of the location of slot machines and table games and requires monitoring. The requirement that the perimeter of the gaming floor be shown on the *Uniform Location Agreement* has been removed.

**Basis statement:**

Gambling by persons under age twenty-one is prohibited. This rule requires that all slot machines and table games on a licensee's premises be monitored by employees to prevent underage gambling. It also requires these areas to be under continuous closed circuit television monitoring. The substance of the rule will not be changed, but the Board is eliminating the requirement that the perimeters of the gaming floor be shown on the *Uniform Location Agreement*. This reference is outdated and refers to the prior practice of distributors and casinos or slot facilities agreeing to the placement of slot machines. Slot machines are now commonly moved around the gaming floor and each machine's location is not dictated by a *Uniform Location Agreement*.

**Fiscal impact of rule:**

None

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**Agency name:** Department of Public Safety, **Gambling Control Board**  
**Umbrella-Unit:** **16-633**  
**Statutory authority:** 8 MRSA §§ 1003(1)(B)(1),(3)(J); 1031(1)  
**Chapter number/title:** **Ch. 14**, Advertising  
**Filing number:** **2014-077**  
**Effective date:** 4/22/2014  
**Type of rule:** Routine Technical  
**Emergency rule:** No

**Principal reason or purpose for rule:**

To change the language to reflect the use of both slot machines and table games.

**Basis statement:**

The Board has determined that licensed operators' advertisements must include a statement that "Persons under 21 years of age may not enter the slot machine area unless licensed as employees." This is required in order to make members of the public aware of the law. It is necessary to revise the required language, however, to account for the legalization of table games. Instead of referring to the "slot machine area," the rule will now reference the "gaming area."

**Fiscal impact of rule:**

None

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**Agency name:** Department of Public Safety, **Gambling Control Board**  
**Umbrella-Unit:** **16-633**  
**Statutory authority:** 8 MRSA §1003  
**Chapter number/title:** **Ch. 18**, Responsible Gaming Programs  
**Filing number:** **2014-078**  
**Effective date:** 4/22/2014  
**Type of rule:** Routine Technical  
**Emergency rule:** No

**Principal reason or purpose for rule:**

This rule requires that an operator have programs to address compulsive gambling, alcohol service, minors, and marketing. It permits casinos to continue to enforce a self-exclusion list in place before the adoption of the new rule Chapter 13.

**Basis statement:**

Slot machine facilities and casino operators must have programs in place to promote responsible gaming and responsible alcohol service, and to prevent under age gambling, drinking, and smoking. The Board has expanded its role in the voluntary self-exclusion process, and recent changes to Chapter 13 reflect this expansion. Accordingly, the provisions of this rule related to compulsive gambling are being amended. Slot machine facilities and casino operators may continue to enforce a self-exclusion list created prior to the amendments to Chapter 13, however, in order to honor the agreements reached and to protect the public.

**Fiscal impact of rule:**

None

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**Agency name:** Department of Public Safety, **Gambling Control Board**  
**Umbrella-Unit:** **16-633**  
**Statutory authority:** 8 MRSA §1003  
**Chapter number/title:** **Ch. 23**, Gambling Addiction Counseling Services (*repeal*)  
**Filing number:** **2014-079**  
**Effective date:** 4/22/2014  
**Type of rule:** Routine Technical  
**Emergency rule:** No

**Principal reason or purpose for rule:**

This rule is being repealed. The Legislature amended the Gambling Control Board Statute to direct that certain funds be distributed for gambling addiction counseling services. With the statute in place, this rule is no longer necessary.

**Basis statement:**

This rule is being repealed. The Legislature amended the Gambling Control Board Statute to direct that certain funds be distributed for gambling addiction counseling services. With the statute in place, this rule is no longer necessary.

**Fiscal impact of rule:**

None

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**Agency name:** Department of Public Safety, **Gambling Control Board**  
**Umbrella-Unit:** **16-633**  
**Statutory authority:** 8 MRSA §1003  
**Chapter number/title:** **Ch. 25**, Approval of Table Games Rules of Play  
**Filing number:** **2014-080**  
**Effective date:** 4/22/2014  
**Type of rule:** Routine Technical  
**Emergency rule:** No

**Principal reason or purpose for rule:**

The rule establishes the process for approval of table games rules of play and the criteria reviewed prior to approval.

**Basis statement:**

Table game rules of play must be approved before the game can be conducted at a casino. Chapter 25 is being amended to identify criteria that may be relevant to the Board in determining whether to approve a game. The Board will consider conformity with industry standard rules, the object of the game, physical characteristics, clarity, and whether the rules ensure that the game will be played with integrity when evaluating table game rules for approval. Once the Board has approved the rules of a game for one Maine licensed casino, another licensed casino may submit rules for the same game to the Executive Director of the Board. The Executive Director may approve those rules if they are not materially different from the rules of play previously approved by the Board. This process will be more efficient and reflects there is often little or no difference in the rules of play for games with the same name.

**Fiscal impact of rule:**

None

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**Agency name:** Department of Public Safety, **Gambling Control Board**  
**Umbrella-Unit:** **16-633**  
**Statutory authority:** 8 MRSA §1003  
**Chapter number/title:** **Ch. 3**, Control of Licensees  
**Filing number:** **2014-118**  
**Effective date:** 6/23/2014  
**Type of rule:** Routine Technical  
**Emergency rule:** No

**Principal reason or purpose for rule:**

To clarify the records that licensees are required to maintain and to amend the restrictions on licensees/interested parties who may gamble at 'a Maine licensed casino or slot facility.

**Basis statement:**

In order to monitor the business and accounting records of licensees, the rule identifies documents that must be made available to the Board and imposes a retention schedule for these documents. The rule will no longer require retention of all correspondence with governmental agencies; it will require retention of correspondence with regulatory agencies. The Board believes that limiting the requirement to regulatory agencies will capture relevant documents and will be a less cumbersome requirement.

The rule also requires licensees to update the Board when there are material changes in the information provided on an application and to provide the information required or requested by the Board pertaining to licensing. The rule establishes that individuals holding certain positions may not play any game at a casino or slot facility, unless it falls into a limited exception. In addition, Board members, Board staff, and members of the Department of Public Safety working with the Board may not gamble in a Maine licensed casino or slot facility. These restrictions are important in order to maintain integrity in gaming, and the Board believes they are also important for purposes of public perception. Finally, operators, distributors, and vendors may enter contracts in connection with their license only if the consideration is commercially reasonable.

**Fiscal impact of rule:**

None

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*Prepared by the Secretary of State, pursuant to 5 MRSA, §8053-A, sub-§5*

**Agency name:** Department of Public Safety, **Gambling Control Board**  
**Umbrella-Unit:** **16-633**  
**Statutory authority:** 8 MRSA §1003  
**Chapter number/title:** **Ch. 4**, Licensee Records  
**Filing number:** **2014-119**  
**Effective date:** 6/23/2014  
**Type of rule:** Routine Technical  
**Emergency rule:** No

**Principal reason or purpose for rule:**

The rule identifies the ownership, accounting, and other records that must be maintained by the licensee for Board review, as necessary. It also requires the licensee to submit certain records and data on a daily, weekly, monthly, or annual basis.

**Basis statement:**

Licensees are required to keep and provide to the Board upon request certain ownership records. The precise records required vary depending upon the licensee's corporate structure and upon whether the licensee is publicly traded. The rule also requires that licensees maintain records of transactions (accounting records) and that they file certain reports and data with the Board on a daily, weekly, monthly, and annual basis. The rule now sets due dates for filing the required reports.

The Board will no longer require licensees to prepare and submit annual compliance reports addressing compliance with (1) procedures to ascertain that gross receipts are determined and state taxes paid in conformity with statute; (2) Board approved internal control, accounting, ticket, and dispute procedures; and (3) minimum internal control procedures. This information is reported on an ongoing basis throughout the year, which makes the annual report redundant. Licensees may be required to undergo a special audit at their own expense.

**Fiscal impact of rule:**

None

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**Agency name:** Department of Public Safety, **Gambling Control Board**  
**Umbrella-Unit:** **16-633**  
**Statutory authority:** 8 MRSA §1003  
**Chapter number/title:** **Ch. 20**, Slot Machine Standards  
**Filing number:** **2014-146**  
**Effective date:** 7/14/2014  
**Type of rule:** Routine Technical  
**Emergency rule:** No

**Principal reason or purpose for rule:**

The rule sets forth the standards necessary to ensure the integrity of slot machines operated in Maine.

**Basis statement:**

The Board has contracted with a company to test slot machines before they are brought into the Maine for use. The company testing the machines develops the standards that machines must meet. These standards have been updated, and the Board wishes to incorporate these new, updated standards into its rules by reference.

**Fiscal impact of rule:**

None



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**Agency name:** Department of Public Safety, **Gambling Control Board**  
**Umbrella-Unit:** **16-633**  
**Statutory authority:** 8 MRSA §1003  
**Chapter number/title:** **Ch. 5**, Internal Controls  
**Filing number:** **2014-223**  
**Effective date:** 9/15/2014  
**Type of rule:** Routine Technical  
**Emergency rule:** No

**Principal reason or purpose for rule:**

The rule sets forth the minimum internal control procedures the Board deems necessary insure licensed gambling facilities are conducting their operations in an honest and fair manner.

**Basis statement:**

The Minimum Internal Control Standards (MICS) identify the baseline for processes and procedures that the Board deems necessary to promote integrity in the operation of casinos and slot facilities. The rule also creates a mechanism by which operators may request authorization from the Board to deviate from the minimum standards. In several instances, the Board has permitted both casinos to enact procedures that are less stringent than what was required by these minimum standards. Accordingly, the Board is revising the standards in some places to reflect the current accepted minimum standards in Maine. For example, the process for slot machine jackpot payouts has been changed to require a casino or slot facility to record the reference to the winning combination of reel characters constituting the jackpot and to require fewer witnesses " and signatures as part of the jackpot payout process. However, all jackpots will now be paid out under camera coverage and the recording shall be saved for a minimum of seven days. Other revisions are the result of changes in technology or in accepted practices in the gaming industry.

Previously the MICS did not define the terms "emergency drop" and "emergency situation," which created some uncertainty for licensees regarding the appropriate use of unscheduled drops. With the addition of these definitions, it is now established that an unscheduled drop is an unplanned event that becomes appropriate when a machine is inoperable or the funds in the machine are unsecured.

The rule adds a requirement that licensed employees wear or display their employee licenses in order to aid the Board's inspectors. Cross fills are now expressly prohibited and the location of the card game drop box will be subject to the approval of the Board.

**Fiscal impact of rule:**

N/A

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**Agency name:** Department of Public Safety, **Gambling Control Board**  
**Umbrella-Unit:** **16-633**  
**Statutory authority:** 8 MRSA §1003  
**Chapter number/title:** **Ch. 10**, Slot Machine Maintenance  
**Filing number:** **2014-224**  
**Effective date:** 9/15/2014  
**Type of rule:** Routine Technical  
**Emergency rule:** No

**Principal reason or purpose for rule:**

The rule requires training in slot machine service and repair before an approved model may be placed in operation and requires that all access to a slot machine be recorded in a Machine Entry Authorization Log.

**Basis statement:**

Machine Entry Authorization Logs are used to monitor access to slot machines. In order to better accomplish this goal, an entry into the log will be required of every person who gains entry into a slot machine. Limiting the requirement to those who gain entry into a logic board area prevents gathering useful information. The rule now references the MICS because that document also contains requirements for MEAL documentation.

**Fiscal impact of rule:**

None

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**Agency name:** Department of Public Safety, **Gambling Control Board**  
**Umbrella-Unit:** **16-633**  
**Statutory authority:** 8 MRSA §1003  
**Chapter number/title:** **Ch. 11**, Transportation of Slot Machines  
**Filing number:** **2014-225**  
**Effective date:** 9/15/2014  
**Type of rule:** Routine Technical  
**Emergency rule:** No

**Principal reason or purpose for rule:**

The rule sets up the procedure for tracking and registering slot machines and table games. Once slot machines have been brought into Maine by a licensed distributor, other entities may be approved to move the slot machines and table games between an operator's storage location and the gaming floor or from the operator's premises to a location out-of-state or to a location for destruction.

**Basis statement:**

The Board has adopted a system for tracking slot machines and table games in Maine. The rule failed to account for slot machines and table games that operators no longer wished to use at their facilities. With the regulations in this area unclear, the operators have been storing old and unused machines.

As amended, the rule allows entities other than distributors to move slot machines and table games and outlines the process to be followed before a machine is destroyed or otherwise rendered unusable.

**Fiscal impact of rule:**

None

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**Agency name:** Department of Public Safety, **Gambling Control Board**  
**Umbrella-Unit:** **16-633**  
**Statutory authority:** 8 MRSA §1003  
**Chapter number/title:** **Ch. 27** (New), Rules of Practice and Procedure of Gaming Conduct  
**Filing number:** **2014-275**  
**Effective date:** 11/30/2014  
**Type of rule:** Routine Technical  
**Emergency rule:** No

**Principal reason or purpose for rule:**

This rule establishes procedures for the investigation and resolution of complaints received by the Gambling Control Board. This rule should be read in conjunction with the statutory provisions for adjudicatory proceedings in the *Maine Administrative Procedure Act*. The rule helps to ensure that the investigation and resolution of complaints is handled in an expeditious and procedurally fair manner

**Basis statement:**

The Board is implementing this rule to better explain the complaint process established in the Gambling Control Board statute. This statute provides for investigations, notice, and further action, but leaves other steps in the process to the discretion of the agency.

The statute sets up a process for a "notice of violation and proposed sanction" and for a "notice of complaint and request for hearing." The rule aims to provide further information regarding when, in the Board's view, each course of action should be followed. The Board did not repeat language in this rule that is already stated in statute, but did try to incorporate references to applicable statutory sections where it would be helpful.

**Fiscal impact of rule:**

*(No response)*